

ELBERT COUNTY, COLORADO

The Board of Elbert County Commissioners met in a regularly scheduled meeting on June 27th, 2012 with roll call of members as follows:

Del Schwab- PRESENT

Kurt Schlegel- PRESENT

John Shipper- PRESENT

The Board of County Commissioners convened at 9:05 a.m., Chairman Del Schwab called the meeting to order.

Prayer given by Pastor Allen Small of Creekside Community Church in Elizabeth

Pledge of Allegiance

The Board of County Commissioner's meetings are streamed live via the Internet and are recorded for later use

Commissioner Schwab requested an update on the recent fire near the Town of Elbert by Ed Ehmann, Director of Public Works.

Mr. Ehmann explained that Cory Stark, Emergency Management Director was unable to attend the meeting as he was called away by Douglas County to assist in their firefighting efforts.

There were nine firefighting agencies involved in containing the fire that broke out near the Town of Elbert on Sunday June 24th. Currently the fire is 95% contained with an inaccessible area down in a ravine that is still smoldering. A fire line has been cut around the area to disable the fire from spreading further.

Commissioner Schwab inquired about the 'air drops' that were made on the fire.

Mr. Ehmann explained that the situation required air support as the fire made its way into the bottom of a canyon and could not be controlled otherwise.

1. **AGENDA:** Commissioner Schlegel added number 7a to the Agenda- Lease Contract for the Sheriff's Department vehicles and removed number 8b- Permission to go out to bid for a Vibratory Compactor.

Commissioner Shipper moved to approve the Agenda, with changes, as drafted.
Commissioner Schlegel seconded, motion passed.

2. **Correspondence:** None

- 3. Consent Agenda:** All matters listed on the Consent Agenda are considered routine by the Board and will be enacted by one (1) motion in the form below. There will be no separate discussion of these items. If discussion is desired on any item(s) and permitted by the Board, those items will be considered separately.
- a. Approval of minutes from June 13th, 2012/Approval of minutes from Special Meeting-Modifying Burn Restriction to Stage III.
 - b. Vouchers/Warrants
 - c. SU 12-0001 Swanson Family Cemetery, Use by Special Review to be located in Section 5, Township 11 south, and Range 57 west in Elbert County: Carolyn Parkinson, Elbert County Community & Development Services.
- Commissioner Shipper moved to approve the Consent Agenda as drafted, Commissioner Schlegel seconded, motion passed.

- 4. AWARDS/RECOGNITION:** Commissioner Shipper/Elbert County Sheriff's Office- Inspection Letter.
- Commissioner Shipper read into record a letter received by Sheriff Shayne Heap from the State of Colorado regarding an inspection of the County Jail kitchen. The Department received an outstanding report.

- 5. ELECTED OFFICIAL/DEPARTMENT HEADS:** The Elected Officials and Department Heads comments is a time when any elected official or department head may bring forth items of interest or concern. No formal action will be taken on these items during this time.

- Commissioner Schwab
- Commissioner Shipper
- Commissioner Schlegel

-Commissioner Shipper read into record a letter from Becky Calomino, Federal Grants Manager and is as follows:

Dear Commissioner Schwab,

Recently your office was sent correspondence from the Department of Local Affairs (DOLA) notifying you of a Community Development Block Grant (CDBG) award in the amount of \$500,000.00 to assist the County with their water system improvements for the Elbert Water and Sanitation District. The offer



was contingent on DOLA receiving its 2012 CDBG allocation from HUD and the County undertaking and completing the below activities by August 15, 2012.

- Completion and submission of an Environmental Assessment.
- Completion and submitting the remaining CDBG application requirements, including a public hearing.

The purpose of this letter is to notify your office that DOLA received their award and is revising the due date for completion and submission of the above items to January 15, 2013.

Upon Completion of the above requirements, a final award letter will be issued and you can begin the contracting process with the department. These funds may not be obligated before a grant contract is fully executed. Expenditures made prior to the full execution of the contract cannot be reimbursed by the state. Additionally, federal regulations prohibit obligating or expending CDBG funds until an environmental review has been completed and funds formally released by the state.

Congratulations on the receipt of this award and best wishes to you on the successful completion of your project.

-Commissioner Schlegel announced the "Kick Off" ceremony for Homes for Our Troops this weekend, June 29th and 30th in Wild Point for Staff Sergeant Brian Schar. On Saturday June 30th, at 8:00a.m there will be a second volunteer day to landscape and cleanup the home built for Corporal Nick Orchowski's in Elkhorn Ranch.

Commissioner Schlegel also informed the public of a new program by Hillsdale College called 'read the Declaration of Independence on Independence Day'. More information can be found at Hillsdale.edu.

-Commissioner Schwab made an announcement regarding Kiowa Days this Saturday, June 30th, 2012.

-Richard Miller, Elbert County Community & Development Services. Mr. Miller updated the Board regarding the Oil & Gas Regulation draft. The first review of the draft has been completed by the oil & gas committee. Mr. Miller informed the Board that the committee met every Tuesday since the month of February 2012.



Commissioner Schwab inquired as to the public's attendance of the oil & gas meetings.

Mr. Miller reported that there had been small attendance.

6. Staff Report:

- a.** Agricultural Property Report: Debbie Scoggin, Elbert County Assessor's Office. Ms. Scoggin reported that most of Elbert County is under Agricultural status and explained to the Board how landowners can qualify and/or maintain this status. Questions should be directed to Debbie.scoggins@elbertcounty-co.gov or call 303-621-3102.

- b.** Update on Kiowa/Bennett Road and County Roads 45 and 194.

Titan Missile Site Update: Ed Ehmann, Elbert County Public Works.

Mr. Ehmann informed the Board that the speed limit on Kiowa/Bennett Road has been raised to 55 mph and are currently working on stripping the passing lanes. County Road 45 has been paved, stripping is still to be completed and County Road 194 is in the design process and should go out to bid in late July, 2012.

Mr. Ehmann also reported that the County is ready to move forward with legal action against the excavation company that performed unauthorized work on the Titan Missile Site.

Commissioner Shipper moved to approve outside Counsel with Berg, Hill, Greenleaf and Ruscitti, LLP regarding the unauthorized excavation of the Compactor site.

Commissioner Schlegel seconded, motion passed.

Commissioner Schwab paused the meeting for a short break.

7. Old Business:

- a.** Ed Ehmann, Public Works. Mr. Ehmann presented a Lease Agreement with Kansas State Bank for the purchase of five (5) 1500 Dodge Pickups, one (1) Chevy Pickup and one (1) Dodge Charger for the Elbert County Sheriff's



Office for a total of \$260,937.31/ monthly payments of \$4,772.75 for 60 months.

Commissioner Shipper moved to approve the Lease Agreement with Kansas State Bank for the purchase of five (5) 1500 Dodge pickups, one (1) Chevy pickup and one (1) Dodge Charger for the Elbert County Sheriff's Office for a total of \$260,937.31/ monthly payments of \$4,772.75 for 60 months.

Commissioner Schlegel seconded, motion passed.

8. New Business:

a. ~~Fire Report Update on County Road 102 & 17-21.~~

b. ~~Request to go out to bid for a 2012, 84", 26,000lb Vibratory Compactor. Ed Ehmann, Public Works. (Removed from Agenda)~~

c. Centennial Mental Health Center-Child Protection Agreement: Joanne McLain, Elbert County Department of Human Services.

Commissioner Shipper moved that the Board approve and execute the Child Protection Agreement for Mental Health Services between Centennial Mental Health Center, Inc. and the Board of County Commissioners, on behalf of the Department of Human Services, regarding the provision of certain CORE services resources to the Department of Human Services pursuant to its established fee schedule, through May 31, 2013.

Commissioner Schlegel seconded, motion passed.

d. Regional Home Visitation Program d/b/a Baby Bear Hugs TANF ICA. Joanne McLain, Elbert County Department of Human Services.

Commissioner Shipper moved that the Board approve and execute the Independent Contractor Agreement between Elbert County Board of County Commissioners on behalf of the Elbert County Department of Human Services and Regional Home Visitation Program d/b/a Baby Bear Hugs regarding the provision of certain home visitation services for the Department of Human Services, for the period through June 30, 2013, up to a maximum contract price of \$10,456.00 from TANF funding.

Commissioner Schlegel seconded, motion passed.

e. Heads Up Colorado ICA-CORE Services. Joanne McLain, Elbert County Department of Human Services.

Commissioner Shipper moved that the Board approve and execute the Independent Contractor Agreement between the Board of County Commissioners, on behalf of the Elbert County Department of Human Services, and Heads Up Colorado regarding the provision of a para-professional mentoring program for a period through May 31, 2013 for a contract price up to \$6,000.00 out of CORE Services funding,

Commissioner Schlegel seconded, motion passed.



- f. Heads Up Colorado ICA- TANF. Joanne McLain, Elbert County Department of Human Services.

Commissioner Shipper moved that the Board approve and execute the Independent Contractor Agreement between the Board of County Commissioners, on behalf of the Elbert County Department of Human Services, and Heads Up Colorado regarding the provision of a para-professional mentoring program for the period from July 1, 2012 through June 30, 2013 for a contract price up to \$24,000.00 out of TANF funding. Commissioner Schlegel seconded, motion passed.

- g. Elbert County Coalition for Outreach – TANF ICA. Emergency Assistance Services and Job Readiness Assessment and Coaching. Debbie Jones, Elbert County Department of Human Services.

Commissioner Shipper moved that the Board approve and execute the independent Contractor Agreement between Elbert County Board of County Commissioners on behalf of the Elbert County Department of Human Services and Elbert County Coalition of Outreach for Outreach regarding the provision of certain Emergency Assistance Services and Job Readiness Assessment and Coaching services for the Department of Human Services, for up to a maximum contract price of \$18,000 from TANF funding. Commissioner Schlegel seconded, motion passed.

- h. Elbert County Coalition for Outreach ICA – Family Advocacy.

Commissioner Shipper moved that the Board approve and execute the Independent Contractor Agreement between Elbert County on behalf of the Elbert County Department of Human Services and Elbert County Department of Human Services for a contract price up to \$24,750.00 payable out of the Promoting Safe and stable Families Grant funding. Commissioner Schlegel seconded, motion passed.

9. **Public Comment:** The public comment is a time when any citizen may bring forth items pertaining to County business. During this time each individual will have three minutes to present view(s) on County matters(s). **In the interest of time, please have your comments prepared for presentation, as each person will be allowed one (1) opportunity to approach the podium.** No formal action will be taken on these items during this time due to open meeting provision; however, the items may be placed on a future posted Agenda if action is required. If you have comments on a regular Agenda item(s), please hold your comments until that item is up for consideration. The public comment portion of the BOCC meeting is not to be used for political or campaign purposes; comments and questions should be limited to matters of current County affairs and business. When you approach the podium please identify yourself, spell your last name and give your address.

No Public Comment

**10. Land Use:**

a. RZ 12-0003 Pedersen A to AR Rezone from A (Agriculture) to AR (Agricultural Residential) a 40 acre parcel, located in a portion of Section 15, Township 8 south, Range 64 west, in Elbert County. Carolyn Parkinson, Elbert County Community & Development Services.

James and Marcia Pedersen (applicants) have submitted the necessary documents to Community and Development Services requesting to rezone their 40+ acre parcel from A to AR and to subdivide the same parcel into two (2) single-family residential lots.

Tom Maroney was present as the representative for James and Marcia Pedersen.

Commissioner Shipper moved that the Board approve and execute a Resolution approving RZ 12-0003 Pedersen A to AR Rezone and MD 12-0002 Pedersen Minor Development.

Commissioner Schlegel seconded, motion passed.

11. County Attorney: None

Meeting Adjourned at 10:23a.m.



BOARD OF COUNTY COMMISSIONERS

ELBERT COUNTY, COLORADO

Del Schwab

Del Schwab, Chairman

John Shipper

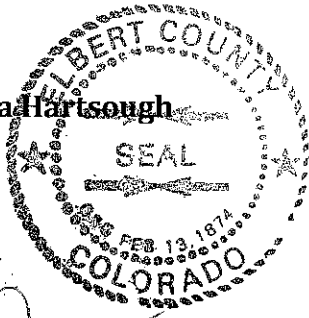
John Shipper, Vice Chair

Kurt C Schlegel

Kurt Schlegel, Commissioner

ATTEST: Diana Hartsough

County Clerk



BY:

Doni Trumble

Clerk to the Board of County Commissioners